

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 DELBERT M. GREENE,

4 Plaintiff

5 v.

6 SHELLY WILLIAMS, et al.,

7 Defendants

Case No.: 2:19-cv-01529-APG-NJK

**Order Denying Motions for Temporary
Restraining Order and Preliminary
Injunction**

[ECF Nos. 69, 70]

8 Plaintiff Delbert Greene moves to enjoin the defendants from removing funds from his
9 prison account. ECF Nos. 69, 70. The defendants respond that I should deny the motions
10 because they seek relief unrelated to the issues in Greene's amended complaint.

11 Preliminary injunctive relief is appropriate where "the intermediate relief [is] of the same
12 character as that which may be granted finally." *De Beers Consol. Mines v. United States*, 325
13 U.S. 212, 220 (1945). But a court cannot issue an injunction that "deals with a matter lying
14 wholly outside the issues in the suit." *Id.*

15 Greene's amended complaint alleges that the defendants miscalculated his sentence. ECF
16 No. 11. It does not contain any allegations related to deductions from his account. His request
17 for injunctive relief related to deductions from his account therefore relates to matters wholly
18 outside this lawsuit. Consequently, I must deny his motions for injunctive relief in this lawsuit.

19 I THEREFORE ORDER that plaintiff Delbert Greene's motions for a temporary
20 restraining order and preliminary injunction (**ECF Nos. 69, 70**) are **DENIED**.

21 DATED this 8th day of March, 2023.

22 

23 ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE